

REMARKS**DOUBLE PATENTING REJECTIONS**

The Office Action dated June 27, 2006 provisionally rejects claims 1, 8-12, 18-23, and 29-33 on the grounds of non-statutory double patenting over claims 1, 3, 4, 7-12, 15-20, and 23 of co-pending Application No. 10/734,764. In Applicant's Response to the Office Action of June 27, 2006, Applicant stated:

Applicants herewith submit a Terminal Disclaimer in compliance with 37 C.F.R. § 1.321 for the present application to cure the double patenting rejections in the present application.

In the Final Office Action, however, the Examiner noted that:

A double patenting rejection was made in the Second Non-Final Office Action, which was filed June 27, 2006. Applicants responded in a Response to Office Action Dated June 27, 2006, and stated that a Terminal Disclaimer had been filed with that Response.

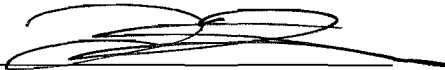
The Examiner notes that no Terminal Disclaimer for this application is found in the files. Because Applicants have not remedied the double patenting rejection, it is herein maintained.

Through the submission of evidence pursuant to rule 37 C.F.R. § 41.33, Applicant provides the missing Terminal Disclaimer in response to the Examiner's comments in the Final Office Action. Applicant respectfully submits that the Terminal Disclaimer for the present application is in compliance with 37 C.F.R. § 1.321 and cures the double patenting rejections in the present application. As such, Applicant requests that the non-statutory double patenting rejections of claims 1, 8-12, 18-23, and 29-33 be withdrawn.

The Commissioner is hereby authorized to charge or credit Deposit Account No. 09-0447 for any fees required or overpaid.

Date: 4/26/07

Respectfully submitted,

By: 

Thomas D. Fortenberry

Reg. No. 56,537

Biggers & Ohanian, LLP

P.O. Box 1469

Austin, Texas 78767-1469

Tel. (512) 472-9881

Fax (512) 472-9887

ATTORNEY FOR APPLICANTS